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# IN THE ENITED STATES PATENT AND TRADEMARK OFFICE

PATENT NO.: 4,925,294 ISSUE DATE: May 15, 1990

APPLICATION SERIAL NUMBER: 07/227,403

FILING DATE: December 17, 1986

November 6, 1998

Assistant Commissioner for Patents Box DAC Washington, DC 20231 RECEIVED

NOV 1 0 1998

Attention:

**Petitions Information** 

Crystal Park One, Suite 520

OFFICE OF PETITIONS DEPUTY A/C PATENTS

# PETITION TO ACCEPT UNINTENTIONALLY DELAYED PAYMENT OF MAINTENANCE FEE IN EXPIRED PATENT (37 CFR 1.378(c))

SIR:

The undersigned hereby petitions pursuant to 37 CFR 1.378(c) to accept the payment of the maintenance fee that was due for this patent as follows:

### DATE FEE DUE AND GRACE PERIOD

11/13/1998 JDDZIER 00000008 4925294

↑ FC:284 02 FC:188 1. The matter of the fee was due on November 15, 1997. The six month grace period provided in Section 1.362(e) expired on May 15, 1998.

#### TIME OF FILING THIS PETITION

2. This petition is being filed within twenty-four months after the six month grace period provided in Section 1.362(e), as required by 37 CFR 1.378(c).

#### DELAY UNINTENTIONAL

3. The delay in paying the maintenance fee for this patent was unintentional.

# MAINTENANCE FEE (37 CFR 1.20(e)-(g))

4. The fee being submitted is \$1,050.00 due for a small entity for the 7 1/2 year maintenance payment pursuant to 37 CFR 1.20(f).

#### **SMALL ENTITY**

5. A statement establishing small entity status for this patent was filed on December 17, 1986. It is confirmed that small entity status for this patent has been checked and is still in effect.

# **SURCHARGE (UNINTENTIONAL)**

6. The surcharge required by 37 CFR 1.20(i)(2) of \$1,640.00 is also being paid as a condition of accepting payment of the maintenance fee.

## FEE PAYMENT (MAINTENANCE AND SURCHARGE FEES)

7. Enclosed is a check for the sum of \$2,690.

#### **OVERPAYMENT**

8. As to any overpayment made, please send check to the undersigned.

I hereby state that all statements in this petition are true, and that all statements made on information and belief are believed to be true; and that all statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the patent which is the subject of this petition.

Respectfully submitted,

David M. Geshwind, Inventor

David M. Geshwind 111 Fourth Avenue New York, NY 10003 212/388-0122 (Voice & FAX)



# **CERTIFICATION UNDER 37 CFR 1.10**

DATE OF DEPOSIT: November 6, 1998

EXPRESS MAIL NUMBER: EE178387378US

I hereby certify that this correspondence is being deposited with the United States Postal Service as "Express Mail Post Office to Addressee" in an envelope addressed to the Assistant Commissioner for Patents, Box DAC, Washington DC 20231, Attention: Petitions Information, Crystal Park One, Suite 520.

David M. Geshwind